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Attorney Docket no: PHO-0002 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wachter et al.

Serial No.: 09/072,963

Filed: May 5, 1998

For: Method For Improved Selectivity In
Photoactivation And Detection of
Molecular Diagnostic Agents

Examiner: Eleni M. Mantis Mercader

Art Unit: 3737

Commissioner for Patents
P.O. Box 1450
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Commissioner for Patents , P.O. Box 1450, Alexandria, VA 22313-1450 on	
<u>September 27 2004</u> (Date of Deposit)	
<u>Shannon Wallace</u> Name of applicant, assignee, or Registered Rep.	
<u>Shannon Wallace</u> Signature	<u>9/27/04</u> Date

STATUS INQUIRY

September 27, 2004

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Gentlemen:

Please advise as to the status of the above-identified patent application.

Applicants filed the Petition to Withdraw Holding of Abandonment on June 27, 2002. Applicants have received nothing further on this application. According to the USPTO PAIRS listing for this application (see attached), the last recorded action for this file is the grant of petition to revive the application. Neither Applicants nor the undersigned received this grant. Applicants are also including another copy of the Revocation of prior power of attorney and appointment of new power of attorney and appointment of associate attorney (mailed to the Patent and Trademark Office on July 24, 2001) to ensure that the PTO has the correct contact information for this application.

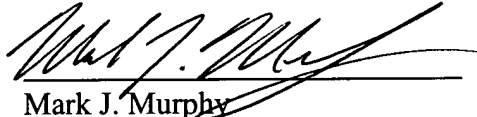
Applicants have filed numerous status requests with regard to this application and only received one response that had an unsigned hand written note that an office action had been mailed October 10, 2002 (see attached). Neither Applicants nor the undersigned have received this office action. There also appears to be no reference to it in the PAIRS system.

The undersigned has attempted to call the Examiner and her supervisor but has been unable to reach them.

Accordingly, Applicants respectfully requests the current status of the above-identified patent application.

Respectfully submitted,

Dated: September 27, 2004


Mark J. Murphy
Attorney of Record
Registration No. 34,225

COOK, ALEX, McFARRON, MANZO,
CUMMINGS & MEHLER, LTD.
200 West Adams Street, Suite 2850
Chicago, Illinois 60603
(312) 236-8500



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09/072,963

**METHODS FOR IMPROVED SELECTIVITY IN PHOTO-ACT
MOLECULAR DIAGNOSTIC AGENTS**

Application Data Transaction History Continuity Data

Date	Contents Description
09-16-2002	Petition to Revive Application - Granted
07-08-2002	Petition Entered
06-17-2002	Mail Abandonment for Failure to Respond
06-17-2002	Abandonment for Failure to Respond to Office Action
09-10-2001	Correspondence Address Change
07-26-2001	Preliminary Amendment
07-26-2001	Information Disclosure Statement (IDS) Filed
05-28-1999	Preliminary Amendment
05-05-1999	Preliminary Amendment
05-05-1999	Preliminary Amendment
03-15-2000	Mail Notice of Restarted Response Period
03-15-2000	Letter Restarting Period for Response (i.e. 3 months)
12-30-1999	Mail Non-Final Rejection
12-20-1999	Non-Final Rejection
12-08-1999	Case Docketed to Examiner in GAU
12-08-1999	Transfer Inquiry
06-15-1998	Case Docketed to Examiner in GAU
05-26-1998	Application Dispatched from OIPE
05-16-1998	IFW Scan & PACR Auto Security Review
05-07-1998	Initial Exam Team nn

The Patent Electronic Business Center is available to assist with PAIR questions :

Sequence Listings

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ENCLOSURES:

- (X) CITED REFERENCES
- () PTO 1449 (14 PAGES)
- (X) APPOINTMENT OF ASSOCIATE ATTORNEYS
- () Abstract _____ page(s)
- () Drawing Sheets no. _____ (F) _____ (INF) _____
- (X) Transmittal Letter PTO/SB/21
- () Check \$ _____ No: _____
- () Declaration/Oath
- () Assignment and Cover Sheet
- (X) Information Disclosure Statement
- (X) ~~Response~~/Amendment PRELIMINARY B
- () Extension of Time (In Duplicate)
- () Small Entity Status
- () Copy of Priority Document
- (X) REVOCATION OF POWER OF PRIOR POWER
OF ATTORNEY AND APPOINTMENT OF NEW
POWER OF ATTORNEY



RE: APPLICATION

ATTY/SEC: MJM/CAB

File no: PHO-0002 DIV

Applicant: ERIC WACHTER, et al.

S.N.: 09/072,963 Filing Date: MAY 5, 1998

Title: METHOD FOR IMPROVED SELECTIVITY IN
PHOTOACTIVATION AND DETECTION OF MOLECULAR
DIAGNOSTIC AGENTS

Due date: _____ Date Sent: 07/24/2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Eric Wachter, et al

Serial No.: 09/072,963

Filed: May 5, 1998

For: Method For Improved Selectivity In
Photoactivation And Detection Of Molecular
Diagnostic Agents



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) on July 24, 2001

) Christine A. Barglik
) Christine A. Barglik

) Date: July 24, 2001

Commissioner for Patents
Washington, D.C. 20231

APPOINTMENT OF ASSOCIATE ATTORNEYS

Please recognize the following as my associate attorneys in the above-captioned application:

Granger Cook, Jr.	Reg. No. 18,283
Daniel C. McEachran	Reg. No. 19,804
Edward M. Keating	Reg. No. 20,646
John L. Alex	Reg. No. 22,017
Daniel M. Riess	Reg. No. 24,375
Eugene M. Cummings	Reg. No. 24,398
Raymond M. Mehler	Reg. No. 26,306
Gary M. McFarron	Reg. No. 27,357
Joel H. Bock	Reg. No. 29,045
Stephen B. Heller	Reg. No. 30,181
David Lesht	Reg. No. 30,472
Andrew G. Kolomayets	Reg. No. 33,723
Mark J. Murphy	Reg. No. 34,225
David M. Mundt	Reg. No. 41,207
Michael J. McGee	Reg. No. 43,789

Respectfully submitted,

Edward D. Manzo

Edward D. Manzo

Attorney of Record

Registration No. 28,139

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PATENT
Attorney Docket No. PHO-0002 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Eric Wachter, et al.

Serial No.: 09/072,963

Filed: May 5, 1998

Examiner:

Art Unit:

For: Method For Improved Selectivity Technology Center B3768
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Christine A. Barglik
Christine A. Barglik

OCT 07 2004 Date: July 24, 2001

**REVOCATION OF POWER OF PRIOR POWER OF ATTORNEY
AND APPOINTMENT OF NEW POWER OF ATTORNEY**

Please revoke all prior powers of attorney.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Edward D. Manzo, Registration No. 28,139

Send correspondence to:

Edward D. Manzo, Esq.
COOK, ALEX, MCFARRON, MANZO,
CUMMINGS & MEHLER, LTD.
200 West Adams Street - #2850
Chicago, IL 60606

Direct telephone calls to:

Edward D. Manzo, Esq.
Phone: (312) 236-8500
Fax: (312) 236-8176

I am an officer of the assignee of record of the entire interest and authorized to sign on behalf of the assignee.

Eric Wachter
Secretary
Photogen, Inc.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wachter et al.

Serial No.: 09/072,963

Filed: May 5, 1998

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Photoactivation And Detection of
Molecular Diagnostic Agents

Examiner: Eleni M. Mantis Mercader

Art Unit: 3737

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Alexandria, VA 22313-1450

Gentlemen:

Please advise as to the status of the above-identified patent application.

More than one (1) year has passed since Applicants filed the Petition to Withdraw Holding
of Abandonment.

Accordingly, the Applicants respectfully requests the current status of the above-identified
patent application.

Dated: January 15, 2004

COOK, ALEX, McFARRON, MANZO,
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Respectfully submitted,

Mark J. Murphy
Attorney of Record
Registration No. 34,225

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(Date of Deposit)

Shannon Wallace

Name of applicant, assignee, or Registered Rep.

Shannon Wallace 1/15/04
Signature Date

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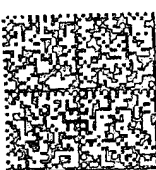
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